IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

WRIT PETITION NO.391 OF 2005

God Grace Apartment's Association,
through its members : Petitioners

V/s.

The Pune Municipal Corporation & Anr. : Respondents

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Mr. Akshay Vani for the petitioners.
Mr.R. G. Ketkar for respondent No.1.
Mr. R. D. Rane, Additional Government Pleader for respondent No.2.

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CORAM : DALVEER BHANDARI, C.J. &
S.A. BOBDE, J.

DATE : APRIL 25, 2005.

P.C.:

1. The petitioners have preferred this petition with a prayer that the petitioners' land bearing survey No.28, Hissa Nos.1 to 20, B-1/4 Wanowrie, admeasuring 14,265.05 sq. mtrs., be released from reservation and respondent No.1 be directed to sanction the petitioners' lay-out and plans for construction of residential houses of the petitioners' members. In the alternative, it is prayed that the respondents be directed to forthwith make a declaration under section 6 of the Land Acquisition Act in respect of the said land and pay compensation at the present market rate

applicable to the adjacent land in the residential zone.

2. Pursuant to the show cause notice issued by this Court, the respondents have filed affidavits setting out the various steps taken for acquisition of the land. In this view of the matter, we direct the respondents to complete the process of acquisition of the land, as expeditiously as possible, and, in any event, within three months from the date of receipt of a copy of this order. Liberty is granted to the petitioners to apply for releasing the land in case the acquisition proceedings are not completed within the time-frame prescribed by us.

3. No further directions are necessary. This petition is, accordingly, disposed of.

Sd/-

CHIEF JUSTICE

Sd/-

S.A. BOBDE, J.